

**Minutes of Special and Regular Meeting of September 12, 2017
One Twin Pines Lane, Belmont, CA**

CLOSED SESSION 6:30 P.M.

- A. Conference With Legal Counsel - Existing Litigation
Pursuant to GC Section 54956.9(d)(1), One Case: Claim of Encompass Insurance

Attended by Councilmembers Hurt, Kim, Reed, Lieberman, Stone

ADJOURNMENT at this time, being 6:45 P.M.

**Terri Cook
City Clerk**

**REGULAR MEETING
CALL TO ORDER 7:05 P.M.**

ROLL CALL

COUNCILMEMBERS PRESENT: Hurt, Kim, Reed, Lieberman, Stone
COUNCILMEMBERS ABSENT: None

PLEDGE OF ALLEGIANCE

Led by the Belmont Redwood Shores Little League

SPECIAL PRESENTATIONS

Recognition of Carlmont Summer Interns

Mayor Stone presented certificates for Carlmont High School interns who were unable to participate in the recognition at the last meeting.

Proclamation Honoring the Belmont Redwood Shores Little League

Mayor Stone presented a proclamation honoring the Belmont Redwood Shores Little League Champions.

Save the Music (October 1, 2017)

Alan Sarver, Save the Music, provided information on the 15th Annual Save the Music Festival to be held on October 1, 2017.

RECESS: 7:25 P.M.

RECONVENE: 7:30 P.M.

PG&E Update on the Old County Road Utilities Underground Project

Public Works Director Oskoui noted that the undergrounding of utilities on Old County Road is a long-planned project.

Scott Garvey, PG&E Project Manager, provided a history of Rule 20A projects, which undergrounds utilities using fees collected from ratepayers. He outlined the project limits from Masonic to Harbor Boulevards. He provided details of the work to be performed and outlined the project schedule. He described the partnership with AT&T and Comcast to provide conduit for their infrastructure to also be placed underground. He outlined outreach efforts and permitting process, both with the City of Belmont and the private property owners.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Kathleen Beasley, Belmont Library Manager, described Community Conversations, a new program taking place throughout the County Library system.

COUNCILMEMBER ANNOUNCEMENTS

Councilmember Kim thanked the Police Department for their efforts in controlling traffic during back to school time. He described an upcoming Measure I Community Workshop.

Councilmember Hurt announced the upcoming Coastal Cleanup Day in the City of Belmont.

Mayor Stone outlined the upcoming open house and hearing schedule for the new General Plan, Belmont Village Specific Plan, and Climate Action Plan. He thanked and recognized the former Redevelopment Agency Oversight Board, whose work is coming to a completion.

Councilmember Kim commented regarding Crystal Springs Uplands School's recent grand opening.

QUESTIONS REGARDING CONSENT CALENDAR ITEMS

In response to Councilmember Kim's inquiry regarding the contract with Schaaf & Wheeler Engineers for design services for the North Road Sewer Pump Station Project, Public Works Director Oskoui explained the consultant submission bid process. He noted that the best qualified consultant is selected and fees are negotiated.

ITEMS APPROVED ON CONSENT CALENDAR

Motion to Receive Monthly Financial Reports - July

Resolution 2017-061 accepting dedication of sanitary sewer easements at 2405 Monserat Avenue (APN 043-275-320) and 2407 Monserat Avenue (APN 043-275-310)

Resolution 2017-062 approving a 48-month support and maintenance agreement with Konica Minolta Business Solutions USA, Inc. for 13 Multi-Function Printers in the amount not to exceed \$80,000.

Resolution 2017-063 authorizing a contract with Schaaf & Wheeler Engineers for design services for the North Road Sewer Pump Station Project in an amount of \$312,225 with a ten percent contingency

Motion to approve response to Grand Jury Report "English is Not Our Only Language"

Motion to approve response to Grand Jury Report "A Delicate Balance: Privacy vs. Protection"

Resolution 2017-064 approving the Memorandum of Understanding between the City of Belmont and the Belmont Police Officers Association. The Memorandum of Understanding is a three-year agreement for the term July 1, 2017 through June 30, 2020

ACTION: On a motion by Councilmember Hurt, seconded by Councilmember Reed, the Consent Agenda was unanimously approved.

OTHER BUSINESS

Approval of Veterans Memorial in Twin Pines Park

Councilmember Reed described the concept of the installation of a Veterans Memorial in Belmont. He noted that the City Council gave approval during its 2016 priority setting meeting to pursue this idea. He described the committee that was formed to explore options.

Anne Hoffman, Landscape Architect/Veterans Memorial Committee Member, clarified how the area in Twin Pines Park was chosen. She described the proposed Veterans Memorial bench and provided color samples.

City Clerk Cook noted that costs have been kept to a minimal due to the donation of Ms. Hoffman's time as a landscape architect. She also noted that approval by the City Council at this time would enable the installation to be completed in time for a dedication ceremony on Veterans Day.

ACTION: On a motion by Councilmember Lieberman, seconded by Mayor Stone, and unanimously approved to approve a final design, site location, and adopt Resolution 2017-065 Authorizing a Supplemental Appropriation to the FY 2018 Budget in the Amount of \$20,000 for the Twin Pines Park Veterans Memorial Project.

COMMISSION, COMMITTEE, AND COUNCIL INTERGOVERNMENTAL ASSIGNMENT UPDATES, AND STAFF ITEMS (Items taken out of order on agenda)

Appointments to Measure I Advisory Committee

Mayor Stone described the ballot measure approved by voters in November of 2016, and the application and interview process for potential members of the Advisory Committee.

Councilmembers Reed explained that his top five candidates are people who do not already otherwise serve the City in another capacity.

Councilmember Lieberman stated that his criteria included capability and people who represent various aspects of the community.

Councilmember Kim stated that he is unable to refine a list of top candidates and would likely support recommendations from other Councilmembers.

Councilmember Hurt noted that all were viable candidates. She explained that her main criteria were

engaging new people, and finding candidates who were comfortable with numbers.

Mayor Stone noted that all candidates would serve this committee well. He stated he could support the candidates recommended by Councilmembers Reed and Hurt.

ACTION: On a motion by Councilmember Reed, seconded by Councilmember Hurt, Resolution 2017-066 appointing Sirinee Tippakorn, Rich Wood, Eric Raffin, Steve Hayes and Karen Shane to the Belmont Streets and City Services Advisory Committee (Measure I) was unanimously approved.

(At this time, being 8:15 P.M., Councilmember Reed left the meeting.)

Prevailing Wage Credit

City Manager Scoles noted that the City Council previously discussed this matter at a study session. He explained that the proposal is to provide a housing impact fee credit to developers who pay prevailing wages on private projects.

ACTION: On a motion by Councilmember Lieberman, seconded by Councilmember Hurt, Resolution 2017-067 approving a new prevailing wage policy for the City of Belmont that requires compliance with State prevailing wage laws and offers a reduction in housing impact/linkage fees to developers that agree to provide prevailing wages for a project was unanimously approved (4-0, Reed absent).

Commercial and Personal Cannabis Regulations

City Attorney Rennie outlined the City Council's previous discussion regarding local regulation of cannabis. He noted that at that time the City Council was not in favor of commercial cannabis businesses, and commercial establishments are proposed to be prohibited in the ordinance. He explained that the proposed ordinance also prohibits commercial delivery from outside the city. Local regulations are included to govern the cultivation of cannabis for personal use. The proposed ordinance addresses the limit of odors emanating beyond private property.

Discussion ensued regarding the potential allowance by a delivery service from outside City limits to a personal residence or to a distribution center, penalties and fines, and enforcement of emanating odors.

Councilmembers Hurt, Lieberman, and Mayor Stone expressed support for permitting door-to-door delivery of cannabis products. Councilmember Kim expressed concern that delivery would fall into the category of commercial enterprise, which the City Council does not support. He expressed his discomfort with providing an allowance for delivery.

ACTION: On a motion by Councilmember Lieberman, seconded by Councilmember Hurt, and approved (3-1-1, Kim no, Reed absent) to allow for delivery of cannabis to a personal residence.

City Attorney Rennie outlined modifications that will be made to the ordinance to be introduced to

provide for delivery of cannabis or cannabis products to a residence.

ACTION: On a motion by Councilmember Lieberman, seconded by Councilmember Hurt, and approved (3-1-1, Kim no, Reed absent) to introduce an ordinance amending the Belmont City Code and Zoning Ordinance to prohibit commercial cannabis businesses in Belmont and to regulate cannabis cultivation for personal use.

City Attorney Rennie explained that prior to the adoption of the Ordinance, the Planning Commission will address the zoning issues resulting from this ordinance prior to final adoption.

Municipal Code Amendments Regarding Electric Vehicle Charging Stations

Mayor Stone pointed out that the City Council has had previous discussions regarding this matter.

ACTION: On a motion by Councilmember Hurt, seconded by Councilmember Kim, and unanimously approved (4-0, Reed absent) to Introduce an ordinance Amending Chapter 7 of the Municipal Code to Provide an Expedited, Streamlined Permitting Process for Electric Vehicle Charging Stations

COMMISSION, COMMITTEE, AND COUNCIL INTERGOVERNMENTAL ASSIGNMENT UPDATES, AND STAFF ITEMS (Continued)

Verbal report from Councilmembers on Intergovernmental (IGR) and Subcommittee Assignments

Councilmember Hurt described the recent Placemaking subcommittee meeting she attended, along with Councilmember Kim.

Mayor Stone announced an upcoming outreach meeting regarding the minimum wage issue. He also reported on a recent Sam Trans Board meeting.

Verbal report from City Manager

City Manager Scoles commented regarding the recent public safety softball game.

ADJOURNMENT at thie time, being 9:50 P.M. meeting in memory of long-time Belmont resident, Mary Balistrieri.

Terri Cook
City Clerk